

TO HAVE AND TO HOLD THE SAME, Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, forever.

PROVIDED, ALWAYS, And these presents are upon this express condition, that whereas, said Earl R. Cutler and Ruth G. Cutler, husband and wife

have this day executed and delivered, a certain promissory note in writing to said part 1st of the second part, of which the following is a copy:

\$11,850.00 with interest at the rate of 6% per annum from January 3, 1970.

The principal of said note is to be paid in equal installments of \$1,000.00 each, the first such installment to be paid on January 3, 1971, and successive installments to be paid on the third day of each January thereafter, until said principal sum has been paid in full. Extra payments may be made at any principal payment date.

Interest on this note shall be paid annually together with the principal payments, figured on the unpaid balance, and such interest payment shall be in addition to the principal payments.

NOW, If said parties of the first part shall pay or cause to be paid to said part 1st of the second part, their heirs or assigns, said sum of money in the above-described note mentioned, together with the interest thereon, according to the terms and tenor of the same, then these presents shall be wholly discharged and void; and otherwise shall remain in full force and effect. But if said sum or sums of money, or any part thereof, or any interest thereon, is not paid when the same is due, or if the taxes and assessments of every nature which are or may be assessed and levied against said premises, or any part thereof, are not paid when the same are by law made due and payable, then the whole of said sum and sums, and interest thereon, shall and by these presents become due and payable at the option of the holder hereof, and said part of the second part shall be entitled to the possession of said premises.

IN WITNESS WHEREOF, The said part 1st of the first part have hereunto set their hand and seal, the day and year first above written.

Earl F. Cutler
Earl F. Cutler

Ruth G. Cutler
Ruth G. Cutler

Wait to Melvin Holmes Building R#2

State of Kansas, Douglas County, ss.

BE IT REMEMBERED, That on this 5th day of January, A. D. 1970, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Earl F. Cutler and Ruth G. Cutler, husband and wife.



who are personally known to me to be the same persons who executed the within instrument of writing, and such persons duly acknowledged the execution of the same.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my notarial seal, the day and year last above written.

Edith C. Barrett
Edith C. Barrett, Notary Public

Term expires February 11, 1970.

Recorded January 5, 1970 at 1:26 P.M.

Janice A. Dean Register of Deeds
By *Chae Navsteyter* Deputy